

Applicants : Rina Aharoni et al.  
U.S. Serial No.: 09/768,872  
August 22, 2003 Amendment under 37 C.F.R. § 1.116  
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conceive of pharmaceutical compositions containing such terpolymers as recited in now-canceled claims 1-4.

### **THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

To ensure compliance with their duty of disclosure under 37 C.F.R. §1.56, applicants wish to draw the Examiner's attention to the fact that their substitute specification filed January 23, 2001, in addition to deleting certain disclosure, deleted a cross-reference to U.S. Provisional Application No. 60/123,675, filed March 9, 1999, which cross-reference was present in the originally filed specification. On August 1, 2001, applicants filed a Declaration and Power of Attorney claiming the benefit of U.S. Provisional Application Nos. 60/093,859, filed July 23, 1998, 60/101,825, filed September 25, 1998, 60/102,960, filed October 2, 1998, 60/106,350, filed October 30, 1998, and 60/108,184, filed November 12, 1998, but not of U.S. Provisional Application No. 60/123,675. A copy of U.S. Provisional Application No. 60/123,675 is attached hereto as **Exhibit 1** and a PTO Form-1449 listing U.S. Provisional Application No. 60/123,675 is attached hereto as **Exhibit A**.

The claim to the benefit of U.S. Provisional Application No. 60/123,675 has been made in U.S. Serial No. 09/359,099, filed July 22, 1999, which was disclosed in applicants' June 26, 2002 Information Disclosure Statement in connection with the subject application. U.S. Serial No. 09/359,099 lists a different inventive entity<sup>2</sup>, is assigned to a different entity<sup>3</sup> and is prosecuted by a different attorney from the subject application. Applicants are aware of U.S. Serial No. 09/359,099 by virtue of

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<sup>2</sup> Jack L. Strominger and Masha Fridkis-Hareli

<sup>3</sup> The President and Fellows of Harvard College

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an agreement between the licensee of the subject application and the assignee of U.S. Serial No. 09/359,099.

Allowable Subject Matter

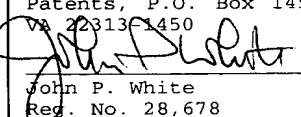
The Examiner stated that claims 16-20 and 32-39 contain allowable subject material.

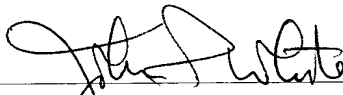
Accordingly, applicants maintain that the application is now in condition for allowance and earnestly solicit a notice of allowance of claims 16-20, 32-39 and 157-165.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the enclosed \$110.00 for the one-month extension of time, is deemed necessary in connection with the filing of this Amendment. However, if any additional fee is deemed necessary, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
 John P. White Reg. No. 28,678	8/22/03 Date

  
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<b>Form PTO-1449</b>		<b>U.S. Department of Commerce Patent and Trademark Office</b>		<b>Atty. Docket No.</b> 60772-PCT-US/ JPW/ GJG/CSN		<b>Serial No.</b> 09/768,872								
<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)				<b>Applicants:</b> Rina Aharoni et al.										
				<b>Filing Date</b> January 23, 2001		<b>Group Art Unit</b> 1644								
<b>U.S. PATENT DOCUMENTS</b>														
<b>Examiner Initial</b>		<b>Document Number</b>							<b>Date</b>	<b>Name</b>	<b>Class</b>	<b>Subclass</b>	<b>Filing Date if Appropriate</b>	
	US	60	1	2	3	6	7	5	03/09/99	Strominger et al.				
<b>FOREIGN PATENT DOCUMENTS</b>														
		<b>Document Number</b>							<b>Date</b>	<b>Country</b>	<b>Class</b>	<b>Subclass</b>	<b>Translation</b>	
												<b>Yes</b>	<b>No</b>	
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>														
<b>EXAMINER</b>		<b>DATE CONSIDERED</b>												
<b>*EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.														